

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS - EASTERN DIVISION

AFFIDAVIT OF COMPLAINT IN REMOVAL PROCEEDINGS

UNITED STATES OF AMERICA)

vs.)

JUAN LUIS LULE)

No.)

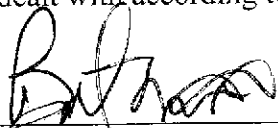
Hon. Maria Valdez)

08CR

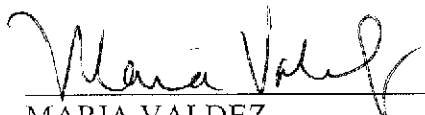
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The undersigned Affiant personally appeared before Maria Valdez, a United States Magistrate Judge, and being duly sworn on oath, states: That at Laredo, in the Southern District of Texas, one, JUAN LUIS LULE, was charged in a Petition for Warrant or Summons for Offender Under Supervision with violations of supervised release, and that on the basis of Affiant's investigation and information received concerning the case through official channels, does hereby certify that a Warrant of Arrest is outstanding for the arrest of said defendant. (See Exhibit A - Warrant of Arrest and Petition for Warrant or Summons for Offender Under Supervision.)

Wherefore, Affiant prays that the defendant be dealt with according to law.


BRENT MORAN
Deputy Marshal
United States Marshals Service

Subscribed and Sworn to before me this
17th day of April, 2008.


MARIA VALDEZ
United States Magistrate Judge

FILED
4-17-08
APR 17 2008

MICHAEL W. DOBBINS
CLERK, U.S. DISTRICT COURT

MEGAN CUNIFF CHURCH
Assistant U.S. Attorney

AO 442 (Rev. 5/93) Warrant for Arrest

UNITED STATES DISTRICT COURT

Southern District of Texas

UNITED STATES OF AMERICA

WARRANT FOR ARREST

V.

Juan Luis Lule

Case Number: 5:02cr481-01

To: The United States Marshal
and any Authorized United States OfficerYOU ARE HEREBY COMMANDED to arrest Juan Luis Lule
Name

and bring him or her forthwith to the nearest magistrate judge to answer a(n)

☐ Indictment ☐ Information ☐ Complaint ☐ Order of court ☒ Violation Notice ☐ Pretrial Release Violation

charging him or her (brief description of offense)

Supervised Release Violation

in violation of Title _____ United States Code, Section(s) _____

Hon. Michael N. Milby

Name of Issuing Officer

U. S. District Clerk

Title of Issuing Officer

Debbie Flores, Deputy Clerk

Signature of Issuing Officer

March 25, 2008 at Laredo, Texas

Date and Location

Bail fixed at \$ No bond set

by

US District Judge Micaela Alvarez

Name of Judicial Officer

RETURN

This warrant was received and executed with the arrest of the above-named defendant at _____

DATE RECEIVED

NAME AND TITLE OF ARRESTING OFFICER

SIGNATURE OF ARRESTING OFFICER

DATE OF ARREST

United States District Court
Southern District of Texas
ENTERED

MAR 25 2008

Michael N. Milby, Clerk
Laredo Division

PROB 12C
(07/08)

United States District Court
Southern District of Texas

MAR 24 2008

**UNITED STATES DISTRICT COURT
for the
SOUTHERN DISTRICT OF TEXAS**

Petition for Warrant or Summons for Offender Under Supervision

Name of Offender: Juan Luis Lule Case Number: 5:02CR00481-001
Name of Sentencing Judge: The Honorable Keith P. Ellison
Date of Original Sentence: August 28, 2002
Original Offense: Illegal re-entry into the United States after deportation, in violation of 8 U.S.C. § 1326(a) and 1326(b)(2).
Original Sentence: Forty-six months custody, three years supervised release, if deported, ordered to not to return to the United States illegally, and ordered to pay a \$100.00 special assessment.
Type of Supervision: Supervised Release Supervision Started: August 11, 2005
Assistant U.S. Attorney: Jose A. Flores Defense Attorney: Tito Alfaro

EARLIER COURT ACTION

None.

PETITIONING THE COURT

TO ISSUE A WARRANT for defendant located at Midlothian, Illinois

The probation officer believes that the offender has violated the following conditions of supervision:

<u>Violation Number</u>	<u>Nature of Noncompliance</u>
1.	New Law Violation: Re-entry of a deported alien.
2.	Violation to the special condition ordering the defendant not to return to the United States illegally.

Details: On August 16, 2005, the defendant was removed from the United States via Brownsville, Texas. On November 23, 2007, the defendant was arrested by the Oak Lawn Police Department in Oak Lawn, Illinois. The United States Probation Office discovered the arrest via an F.B.I. flash notice. As evidenced by his arrest, the defendant returned to the United States illegally.

3. New Law Violation: Possession of Cannabis.

RE: **Juan Luis Lule**
Dkt. No.: **5:02CR00481-001**

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4. **New Law Violation: Speeding over the statutory limit.**
5. **New Law Violation: Failure to signal when required.**
6. **New Law Violation: Not wearing a seatbelt.**
7. **New Law Violation: No Valid Driver's license.**
8. **New Law Violation: No proof of insurance.**
9. **New Laws Violation: Disobey traffic control signal.**

Details: On or about November 23, 2007, the defendant was apprehended by the Oak Lawn Police Department in Oak Lawn, Illinois. The defendant was stopped after he registered a traveling speed of 52mph in a 35mph zone. While Officer Erikson Ebenau was in pursuit, he witnessed the defendant change lanes without using a turn signal. At the encounter, Officer Ebenau approached the defendant and noticed that the defendant was not wearing his seat belt. The defendant was asked for his driver's license by the officer, to which the defendant responded that he did not have a valid driver's license or proof of insurance as he had just recently purchased the vehicle. The defendant was taken into custody and transported to the station. Once at the station, the defendant was patted down and in the process, a small plastic baggy containing a green leafy substance was discovered inside the defendant's right shoe. A field test was conducted on the substance which returned a positive reading for cannabis. In addition, the defendant was found in possession of a social security card that he admitted purchasing for \$120.00. The defendant further stated that the officer that he did not possess any legal U.S. documents. The defendant was released on a bond and pending a hearing on May 19, 2008, in Case Number 07-500962201 at the Bridgeview Courthouse in Bridgeview, Illinois. The defendant is currently on court supervision until his May 19, 2008, court date.

10. **New Law Violation: Speeding over the statutory limit.**
11. **New Law Violation: Fleeing Police.**
12. **New Law Violation: No proof of Insurance.**
13. **New Law Violation: No Valid Driver's License.**

Details: On or about February 23, 2008, the defendant was arrested by Posen Police Department. The defendant was locked by Officer William Alexander traveling at a speed of 56 mph in a 35mph zone. Officer Alexander attempted to conduct a traffic stop on the vehicle which had slowed down to 30mph, but did not stop. The defendant continued traveling increasing speed to which Officer Alexander discontinued pursuit on the defendant. Officer Alexander exited the interstate at the nearest exit and took the turn around when he noticed the defendant's vehicle stuck in traffic at a traffic signal ahead. The defendant was ordered out of his vehicle and taken into custody. The defendant was transported to the Pose Police Department for processing and cited with the above noted offenses. The defendant was released on a \$100.00 bond and pending a Court hearing on March 21, 2008, at the Markham Court House in Markham, Illinois, in Case Number YM-118713.

RE: Juan Luis Lule

Dkt. No.: 6:02CR00481-001


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U.S. Probation Officer Recommendation: That a warrant be issued and no bond be set.

- ☒ The term of supervision should be
 ☒ revoked.
 ☐ extended for years, for a total term of years.
- ☐ The conditions of supervision should be modified;

I declare, under penalty of perjury, that the foregoing is true and correct to the best of my knowledge.

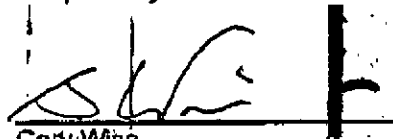
Approved:



Peter Medellin, Supervising
U.S. Probation Officer

Respectfully submitted:

by



Gary Wise
U.S. Probation Officer
March 18, 2008

RE: Juan Luis Lule
Dkt. No: 5:02CR00481-001

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THE COURT ORDERS:

- ☐ No Action
- ☒ The Issuance of a Warrant, and no bond.
- ☐ The Issuance of a Warrant, and no bond. Furthermore, that the issue of Supervised Release violation be addressed by the U.S. District Court at the time of disposition of Criminal Case Number _____.
- ☐ The Issuance of a Warrant, and a bond of \$_____ cash/surety with supervision as directed by the Probation Officer as a condition of said bond. Furthermore, that the issue of Supervised Release violation be addressed by the U.S. District Court at the time of disposition of the case currently known as _____.
- ☐ That the defendant be summoned to appear before the Court on _____ at _____ for a Supervised Release violation hearing to show cause why his Supervised Release should not be revoked.
- ☐ That the issue of Supervised Release violation be addressed by the U.S. District Court at the time of disposition in case # _____.
- ☐ That the defendant be brought before the Court to show cause why his supervision should not be revoked on _____ at _____.
- ☐ Other:

TRUE COPY I CERTIFY
ATTEST:

Michael N. Milby, Clerk

By Shores

Deputy Clerk

M. Alvarez
Micaela Alvarez
U. S. District Judge

March 24, 2008
Date